

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Kazuo KURODA ) Confirmation No.: 8459  
Application No.: 10/525,641 ) Group Art Unit: 3685  
Filed: February 25, 2005 ) Examiner: Steven S. Kim  
For: INFORMATION GENERATION DEVICE, )  
INFORMATION REPRODUCTION )  
DEVICE, AND INFORMATION )  
RECORDING DEVICE )

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Winder, Mail Stop Amendment**  
Alexandria, VA 22314

Sir:

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**

In an Office Action dated July 29, 2008, the period for response to which runs through August 29, 2008, the Examiner required election under 35 U.S.C. § 121 between the claims of Group I (claims 1-8, 21, 26 and 15) allegedly drawn to “information generating apparatus and method,” Group II (claims 9, 11-12, 16-17, 22-23, 27 and 31) allegedly drawn to “information reproducing apparatus and method,” and Group III (claims 13-14, 18-19, 24-25, 28-30 and 32) allegedly drawn to “information recording apparatus and method”. Applicant hereby elects Group I (claims 1-8, 21, 26 and 15) for examination.

The Examiner has also required election under 35 U.S.C. § 121 between the claims of Species A (represented by Figure 6), Species B (represented by Figure 14), Species C (represented by Figure 16), Species D (represented by Figure 19), Species E (represented by

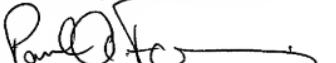
Figure 20), and Species F (represented by Figure 22). Applicant hereby elects Species B (represented by Figure 14) for examination. In addition, Applicant respectfully submits that all of the claims of Group I (claims 1-8, 21, 26 and 15) read on Species B.

Applicant respectfully requests formal examination of this application.

Applicant respectfully submits that no fee is due in connection with the filing of this response. However, if there are any fees due in connection with the filing of this response, **except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any such fees during the entire pendency of this application, including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required and including any required extension of time fees, **or** credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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Dated: August 29, 2008

By:

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